



U.S. ENVIRONMENTAL PROTECTION AGENCY

Assistance Amendment

ASSISTANCE ID NO. DATE OF AWARD PRG DOC ID AMEND# BP -JUN 23 2005 98618701 - 5 MAILING DATE TYPE OF ACTION JUN 23 2005 No Cost Amendment PAYMENT METHOD: ACH#

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RECIPIENT TYPE:		Send Payment Request to:	
Municipal		Las Vegas Finance Center	
RECIPIENT:		PAYEE:	
City of Galveston		City of Galveston	
P.O. Box 779		P.O. Box 779	
Gaiveston, TX 77553		Galveston, TX 77553	
EIN: 74-6000905			

PROJECT MANAGER	EPA PROJECT OFFICER	EPA GRANT SPECIALIST
Paula Ozymy P.O. Box 779 Galveston, TX 77553 E-Mail: Phone: 409-797-3524	Camisha Scott 1445 Ross Avenue, 6SF-P8 Dallas, TX 75202-2733 E-Mail: scott.camisha@epa.gov Phone: 214-665-6755	Jeraldine Englerth Grants Management Office, 6MD-RX E-Mall: Englerth.Jeraldine@epa.gov Phone: 214-665-7402

PROJECT TITLE AND EXPLANATION OF CHANGES

Pilot Brownfields

This amendment extends the budget and project periods From: 10/01/98 - 09/30/05 To: 10/01/98 - 03/31/06. The award remains \$400,000 (Federal).

BUDGET PERIOD	PROJECT PERIOD	TOTAL BUDGET PERIOD COST	TOTAL PROJECT PERIOD COST
10/01/1998 - 03/31/2006	10/01/1998 - 03/31/2006	\$400,000.00	\$400,000.00

NOTE: The Agreement must be completed in duplicate and the Original returned to the appropriate Grants Management Office listed below, within 3 calendar weeks after receipt or within any extension of time as may be granted by EPA. Receipt of a written refusal or failure to return the properly executed document within the prescribed time, may result in the withdrawal of the offer by the Agency. Any change to the Agreement by the Recipient subsequent to the document being signed by the EPA Award Official, which the Award Official determines to materially alter the Agreement, shall void the Agreement.

OFFER AND ACCEPTANCE

The United	States, acting by and through the U.S. Er	iviron	mental Protecti	on Agency (EPA), hereby offers Assistance/Amendment to
the	City of Galveston	for	100.00_ % of a	all approved costs incurred up to and not exceeding
\$400,000	for the support of approved budget pe	riod e	effort described	in application (including all application modifications)
cited in th	e Project Title and Description above, sigi	ned _	05/17/2001	included herein by reference.

ISSUING OFFICE (GRANTS MANAGEMENT OFFICE)	AWARD APPROVAL OFFICE
ORGANIZATION / ADDRESS	ORGANIZATION / ADDRESS
Management Division, 6MD-RX	U.S. EPA, Region 6
Fountain Place	Superfund Division (6SF)
1445 Ross Avenue	1445 Ross Avenue, Suite 1200
Dallas, TX 75202-2733	Dallas, TX 75202-2733

THE UNITED STATES OF AMERICA BY THE U.S. ENVIRONMENTAL PROTECTION AGENCY SIGNATURE OF AWARD OFFICIAL TYPED NAME AND TITLE DATE JUN 23 2005 Jerri Englerth, Grants Specialist

This agreement is subject to applicable U.S. Environmental Protection Agency statutory provisions and assistance regulations. In accepting this award or amendment and any payments made pursuant thereto, (1) the undersigned represents that he is duly authorized to act on behalf of the recipient organization, and (2) the recipient agrees (a) that the award is subject to the applicable provisions of 40 CFR Chapter 1, Subchapter B and of the provisions of this agreement (and all attachments), and (b) that acceptance of any payments constitutes an agreement by the payee that the amounts, if any found by EPA to have been overpaid will be refunded or credited in full to EPA.

	BY AND ON BEHALF OF THE DESIGNATED RECIPIENT ORGANIZATION	N
SIGNATURE	TYPED NAME AND TITLE	DATE
	Steven LeBlanc, City Manager	

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UNITED STATES		ONMENTAL	PRG DO	CID AMEND: 8701 - 4	DATE OF AWARD AUG 1 9 2004
RECIPIENT TYPE:	•		TYPE OF ACTION Vio Cost Amendment		MAILING DATE AUG 1 9 2004
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RECIPIENT TYPE: Municipal		(Send Payment Req Las Vegas Finance (
RECIPIENT:			PAYEE:		
City of Galveston P.O. Box 779 Galveston, TX 77553 EIN: 74-6000905			City of Galveston P.O. Box 779 Galveston, TX 77553	3	
PROJECT MANAGER	 ,,,	EPA PROJECT OFFICE	R	EPA GRANT SPE	CIALIST
Paula Ozymy P.O. Box 779 Galveston, TX 77553 E-Mail: Phone: 409-797-3524	Paula Ozymy P.O. Box 779 Galveston, TX 77553 E-Mail: Camisha Scott 1445 Ross Avenue, 6 Dallas, TX 75202-27 E-Mail: E-Mail: scott.camish			Jeraldine Englerth Grants Managemer E-Mail: Englerth.J Phone: 214-665-74	eraldine@epa.gov
and the community. This	amendment extends the buninistrative Conditions have	dget and project periods F been added.	rom: 10/01/98 - 09/30/0	04 To: 10/01/98 - 09/3	
10/01/98 - 09/30/2005	PROJECT 10/01/98	- 09/30/2005 1	l l		AL PROJECT PERIOD COST 0,000.00
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Assistance/Am up to and not of all application by reference. ISSUING OFFI ORGANIZATION / ADD Management Division, Fountain Place 1445 Ross Avenue Dallas, TX 75202-2733 SIGNATURE OF AWAF This agreement accepting this authorized to a provisions of a acceptance of	RESS PHE UNITED STATES RD OFFICIAL It is subject to applicable award or amendment and to the payments constituted or credited in full to EP	OF AMERICA BY THE U. TYPED NAME AND Jem Englerth, Grants U.S. Environmental Protest and payments made purent organization, and (2) the payment by the payment by the payment by the payment by the payment organization and purent organization, and (2) the payment by the payment by the payment by the payment by the payment organization.	Protection Agency (E for for proved budget period ription above, signed ORGANIZATION / A U.S. EPA, Region 6 Superfund Division (6: .445 Ross Avenue, S Dallas, TX .75202-273. S. ENVIRONMENTAL TITLE Sepecialist section Agency statutor rsuant thereto, (1) the the recipient agrees (a ons of this agreement yee that the amounts,	effort described in a 05/17/2001 AWARD APPROVAL DDRESS SF) uite 1200 33 PROTECTION AGEI and as undersigned repress (and all attachment if any found by EPA	ADATE 9 2004 assistance regulations. In ents that he is duly ubject to the applicable s), and (b) that

EPA Funding Information

BP - 98618701 - 4 Page 2

FUNDS	FORMER AWARD	THIS ACTION	AMENDED TOTAL
EPA Amount This Action	\$ 400,000	\$	\$ 400,000
EPA In-Kind Amount	\$ 0	\$	\$ 0
Unexpended Prior Year Balance	\$ 0	\$	\$ 0
Other Federal Funds	\$0	\$	\$ 0
Recipient Contribution	\$ 0	\$	\$ 0
State Contribution	\$ 0	\$	\$ 0
Local Contribution	\$0	\$	\$ 0
Other Contribution	\$0	\$	\$ 0
Allowable Project Cost	\$ 400,000	\$0	\$ 400,000

Assistance Program (CFDA)	Statutory Authority	Regulatory Authority	
66.811 - Brownfield Pilots Cooperative Agreements	CERCLA: Sec. 104 CERCLA: Sec. 311	40 CFR PART 31	

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Site Name	DCN	FY	Approp. Code	Budget Organization	PRC	Object Class	Site/Project	Cost Organization	Obligation Deobligatio
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Budget Summary Page

Table A - Object Class Category (Non-construction)	Total Approved Allowable Budget Period Cost
1. Personnel	\$0
2. Fringe Benefits	\$0
3. Travel	\$5,600
4. Equipment	\$0
5. Supplies	\$10,600
6. Contractual	\$354,000
7. Construction	\$0
8. Other	\$29,800
9. Total Direct Charges	\$400,000
10. Indirect Costs: % Base	\$0
11. Total (Share: Recipient 0.00 % Federal 100.00 %.)	\$400,000
12. Total Approved Assistance Amount	\$400,000
13. Program Income	\$0

Administrative Conditions

The following Administrative Conditions are added:

- 19. The recipient agrees to comply with Title 40 CFR Part 34, *New Restrictions on Lobbying*. The recipient shall include the language of this provision in award documents for all subawards exceeding \$100,000, and require that subrecipients submit certification and disclosure forms accordingly.
- 20. In accordance with the Byrd Anti-Lobbying Amendment, any recipient who makes a prohibited expenditure under Title 40 CFR Part 34 or fails to file the required certification or lobbying forms shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such expenditure.
- 21. Pursuant to EPA's annual Appropriations Act, the chief executive officer of this recipient agency shall require that no grant funds have been used to engage in lobbying of the Federal Government or in litigation against the United States unless authorized under existing law. As mandated by this Act, the recipient agrees to provide certification to the award official via EPA Form 5700-53, Lobbying and Litigation Certificate, within 90 days after the end of project period.
- 22. Recipient shall abide by its respective OMB Circular (A-21, A-87, or A-122), which prohibits the use of federal grant funds for litigation against the United States. Any Part 30 recipient shall abide by its respective OMB Circular (A-21 or A-122), which prohibits the use of Federal grant funds to participate in various forms of lobbying or other political activities.
- 23. Recipient shall fully comply with Subpart C of 40 CFR Part 32, entitled "Responsibilities of Participants Regarding Transactions." Recipient is responsible for ensuring that any lower tier covered transaction, as described in Subpart B of 40 CFR Part 32, entitled "Covered Transactions," includes a term or condition requiring compliance with Subpart C. Recipient is responsible for further requiring the inclusion of a similar term or condition in any subsequent lower tier covered transactions. Recipient acknowledges that failing to disclose the information required under 40 CFR 32.335 may result in the delay or negation of this assistance agreement, or pursuance of legal remedies, including suspension and debarment.
- 24. Recipient may access the Excluded Parties List System at http://epls.arnet.gov. This term and condition supersedes EPA Form 5700-49, "Certification Regarding Debarment, Suspension, and Other Responsibility Matters."

Programmatic Conditions

All Programmatic Conditions Remain the Same

AUG 1 9 2004

CERTIFIED MAIL: RETURN RECEIPT REQUESTED

Mr. Steven LeBlanc City Manager City of Galveston P. O. Box 779 Galveston, TX 77553

RE:

Galveston Pilot Brownfields

Assistance Agreement No. BP-98618701-4

Dear Mr. LeBlanc:

In accordance with your request for a time extension to complete the referenced Cooperative Agreement, the budget and project periods have been extended through September 30, 2005, at no additional cost to the Government. The award amount remains \$400,000, subject to the terms and conditions of the original award, as amended. Please note that Administrative Conditions have been added.

To complete this amendment, please sign and date both copies of the enclosed Assistance Amendment. Retain one original for your file and return one original directly to me within three (3) calendar weeks after receipt. We suggest that you send this document by Certified Mail.

Thank you for your efforts in this area of environmental protection within the State of Texas.

8/19/04

Sincerely yours,

Jerri Englerth

Grants Management Specialist

Enclosure

ec:

Camisha Scott (6SF-PB)

ENGLERTH:pd:6MD-RX:x7402:08/19/2004:BP-98618701-4

DATE



Municipal

DECIDIENT

U.S. ENVIRONMENTAL PROTECTION AGENCY

Assistance Amendment

ASSISTANCE ID NO. DATE OF AWARD PRG DOC ID AMEND# MAY 2 9 2003 BP -98618701 MAILING DATE TYPE OF ACTION No Cost Amendment MAY 2 9 2003 PAYMENT METHOD: ACH# Advance Send Payment Request to:

Phone: 214-665-7402

Grants Management Office (6MD-RX)

MEONIEM,	FAILE	
City of Galveston P.O. Box 779 Galveston, TX 77553 EIN: 74-6000905	City of Ga P.O. Box Galvestor	
PROJECT MANAGER	EPA PROJECT OFFICER	EPA GRANT SPECIALIST
Paula Ozymy	Camisha Scott	Jeraldine Englerth
P.O. Box 779	1445 Ross Avenue, 6SF-PB	Grants Management Office, 6MD-RX
Galveston, TX 77553	Dallas, TX 75202-2733	E-Mail: Englerth.Jeraldine@epa.gov

Dallas, TX 75202-2733 E-Mail: scott.camlsha@epa.gov

Phone: 214-665-6752

AMENDMENTS

E-Mail:

Phone: 409-797-3524

Pilot Brownfields. Goal to encourage and build incentives for sustainable redevelopment of economically and environmentally distressed areas of the Enterprise Zone and the community. This amendment extends the budget and project periods From: 10/01/1998 - 09/30/2003 TO: 10/01/1998 -09/30/2004. The award amount remains \$400,000 (Federal).

BUDGET PERIOD	PROJECT PERIOD	TOTAL BUDGET PERIOD COST	TOTAL PROJECT PERIOD COST
10/01/98 - 09/30/2004	10/01/98 - 09/30/2004	\$400,000.00	\$400,000.00

NOTE: The Agreement must be completed in duplicate and the Original returned to the appropriate Grants Management Office listed below, within 3 calendar weeks after receipt or within any extension of time as may be granted by EPA. Receipt of a written refusal or failure to return the properly executed document within the prescribed time, may result in the withdrawal of the offer by the Agency. Any change to the Agreement by the Recipient subsequent to the document being signed by the EPA Award Official, which the Award Official determines to materially alter the Agreement, shall void the Agreement.

OFFER AND ACCEPTANCE The United States, acting by and through the U.S. Environmental Protection Agency (EPA), hereby offers for 100.00 % of all approved costs incurred Assistance/Amendment to the City of Galveston

\$400,000 for the support of approved budget period effort described in application (including up to and not exceeding all application modifications) cited in the Project Title and Description above, signed ______05/18/2001 ____ included herein hy reference

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ISSUING OFFICE (GRANTS MANAGEMENT OFFICE)	AWARD APPROVAL OFFICE	(()	
ORGANIZATION / ADDRESS	ORGANIZATION / ADDRESS		
Management Division, 6MD-RX	U.S. EPA, Region 6	===	_
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THE UNITED STATES OF AMERICA BY THE U.S. ENVIRONMENTAL PROTECTION AGENCY SIGNATURE OF AWARD OFFICIAL TYPED NAME AND TITLE

Jerri Englerth, Grants Specialist

This agreement is subject to applicable U.S. Environmental Protection Agency statutory provisions and assistance regulations. In accepting this award or amendment and any payments made pursuant thereto, (1) the undersigned represents that he is duly authorized to act on behalf of the recipient organization, and (2) the recipient agrees (a) that the award is subject to the applicable provisions of 40 CFR Chapter 1, Subchapter B and of the provisions of this agreement (and all attachments), and (b) that acceptance of any payments constitutes an agreement by the payee that the amounts, if any found by EPA to have been overpaid

will be refunded or credited in full to EPA.

BY AND ON BEHALF OF THE DESIGNATED RECIPIENT ORGANIZATION SIGNATURE TYPED NAME AND TITLE DATE Steven LeBlanc, City Manager

EPA Funding Information

BP - 98618701 - 3 Page 2

FUNDS	FORMER AWARD	THIS ACTION	AMENDED TOTAL
EPA Amount This Action	\$ 400,000	\$	\$ 400,000
EPA In-Kind Amount	\$0	\$	\$ 0
Unexpended Prior Year Balance	\$0	\$	\$0
Other Federal Funds	\$0	\$	\$ 0
Recipient Contribution	\$0	\$	\$ 0
State Contribution	\$0	\$	\$ 0
Local Contribution	\$0	\$	\$ 0
Other Contribution	\$0	\$	\$0
Allowable Project Cost	\$ 400,000	\$0	\$ 400,000

Assistance Program (CFDA)	Statutory Authority	Regulatory Authority	
66.811 - Brownfield Pilots Cooperative Agreements	CERCLA: Sec. 104 CERCLA: Sec. 311	40 CFR PART 31	

	Fiscal								
Site Name	DCN	FY	Approp. Code	Budget Organization	PRC	Object Class	Site/Project	Cost Organization	Obligation Deobligation
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Table A - Object Class Category	Total Approved Allowable
(Non-construction)	Budget Period Cost
1. Personnel	\$0
2. Fringe Benefits	\$0
3. Travel	\$5,600
4. Equipment	\$0
5. Supplies	\$10,600
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7. Construction	\$0
8. Other	\$29,800
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10. Indirect Costs: % Base	\$0
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12. Total Approved Assistance Amount	\$400,000
13. Program Income	\$0

BP - 98618701 - 3 Page 4

Administrative Conditions

All Administrative Conditions Remain the Same

Programmatic Conditions

All Programmatic Conditions Remain the Same

City of Galveston



Office of the City Manager

P. O. Box 779 / Galveston, Texas 77553-0779 / (409) 797-3520 / Fax (409) 797-3521

June 18, 2003

Jerri Englerth
Grants Management Specialist
United States Environmental Protection Agency
Region 6
1445 Ross Avenue, Suite 1200
Dallas, Texas 75202-2733

Dear Ms. Englerth:

Attached is an original, signed request for a time extension for the City of Galveston's Brownfields Pilot Project, Assistance Agreement No. BP-98618701-3. The request is to extend the project to September, 30, 2004.

Thank you for your assistance in this matter.

Sincerely,

Paula Ozymy

Assistant to the City Manager

/po

BP - 98618701 - 2 Page 1

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CALLED STATE	1101	ENVIR	ONMENTAL	PRG	DOC	: ID	AMEND#	DATE OF AWARD
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	PROT	ECTIC	N AGENCY	TYPE OF				MAILING DATE
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RECIPIENT TYPE:					ment Requ		- DV	
Municipal RECIPIENT:				PAYEE:	anagement	Office (6MI)-HX)	····
City of Galveston				City of Ga	hooton			
P.O. Box 779				P.O. Box				
Galveston, TX 77553					1, TX 77553			
EIN: 74-6000905								
PROJECT MANAGER			EPA PROJECT OFFICE	R			INT SPECI	ALIST
Paula Ozymy			Camisha Scott			Jeraldine		
P.O. Box 779			1445 Ross Avenue, 6SF- Dallas, TX 75202-2733	PB	1	Grants M	anagement	Office, 6MD-RX
Galveston, TX 77553 E-Mail:		1	E-Mail: scott.camisha@	ana aav]		:ng:en:en 14-665-740	aldine G epa.gov
Phone: 409-797-3524			Phone: 214-665-6752	opa.gov		FIRMING: 2	17-000-7400	-
PROJECT TITLE AND I	ESCRIPTION							
Pilot Brownfields								_
								of the Enterprise Zone and
	endment increa		funding by \$200,000, and		<u>-</u>	<u> </u>	1 11	V2003.
BUDGET PERIOD	****	PROJECT		F ' '	UDGET PEF	SIOD COS		L PROJECT PERIOD COST
10/01/98 - 09/30/2003		10/01/98 -	09/30/2003	\$400,000.	00	- :	\$400,0	000.00
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up to and not e			for the support of app		get period	effort desc	ca ni bedir:	pileation (including
			Project Title and Descr				1/2001	
by reference.								
ISSUING OFFI	CE (GRANTS N	ANAGEME	NT OFFICE)			AWARD A	PPROVAL C	FFICE
ORGANIZATION / ADD					ATION / AD	DRE88		
Management Division, (SMD-RX			U.S. EPA,	Region 6			
Fountain Place 1445 Ross Avenue			l	1445 Ross	Avenue			
Dallas, TX 75202-2733	1		Į.		75202-2733	3		
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SIGNATURE OF AWAR		^	TYPED NAME AND T					DATE
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EPA Funding Information

BP - 98618701 - 2 Page 2

FUNDS	FORMER AWARD	THIS ACTION	AMENDED TOTAL
EPA Amount This Action	\$ 200,000	\$ 200,000	\$ 400,000
EPA In-Kind Amount	\$	\$	\$ 0
Unexpended Prior Year Balance	\$	\$	\$0
Other Federal Funds	\$	\$	\$ (
Recipient Contribution	\$	\$	\$ 0
State Contribution	\$	\$	\$0
Local Contribution	\$	\$. \$0
Other Contribution	\$	\$	\$0
Allowable Project Cost	\$ 200,000	\$ 200,000	\$ 400,000

Assistance Program (CFDA)	Statutory Authority	Regulatory Authority
66.811 - Brownfield Pilots Cooperative Agreements	CERCLA: Sec. 104 CERCLA: Sec. 311.	40 CFR PART 31
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Site Name	DCN	FY	Approp. Code	Budget Organization	PRC	Object Class	Site/Project	Cost Organization	Obligation / Deobligation
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Table A - Object Class Category (Non-construction)	Total Approved Allowable Budget Period Cost
1. Personnel	\$0
2. Fringe Benefits	\$0
3. Travel	\$5,600
4. Equipment	\$0
5. Supplies	\$10,600
6. Contractual	\$354,000
7. Construction	\$0
8. Other	\$29,800
9. Total Direct Charges	\$400,000
10, Indirect Costs: % Base	\$0
11. Total (Share: Recipient 0.00 % Federal 100.00 %.)	\$400,000
12. Total Approved Assistance Amount	\$400,000
13. Program Income	\$0

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Administrative Conditions

1. EXCEPT AS PROVIDED HEREIN, ALL TERMS AND CONDITIONS OF THE BASIC ASSISTANCE AGREEMENT, INCLUDING PRIOR AMENDMENTS, REMAIN UNCHANGED AND IN FULL FORCE AND EFFECT.

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CERTIFIED MAIL: RETURN RECEIPT REQUESTED

Mr. Steven LeBlanc City Manager City of Galveston P. O. Box 779 Galveston, TX 77553

RE:

FY01 City of Galveston's Supplemental Brownfields Pilot Project

Assistance Agreement No. BP-986187-01-2

Dear Mr. LeBlanc:

I am pleased to inform you that your Federal Assistance Agreement in support of the referenced program has been amended. The amount now offered is \$200,000. This brings the total Federal assistance awarded to \$400,000, subject to the terms and conditions of the original award, as amended.

To complete this award, please sign and date both copies of the enclosed Assistance Amendment. Retain one original for your file and return one original directly to Jerri Englerth, Management Division (6MD-RX) within three (3) calendar weeks after receipt. We suggest that you send this document by Certified Mail.

Thank you for your efforts and achievements in this vital area of environmental protection within the State of Texas.

Sincerely yours,

Myron O. Knudson, P. E.

Director

Superfund Division

Enclosure

cc:

Honorable Rick Perry, Governor of Texas

ec:

Camisha Scott (6SF-PB)

ENGLERTH:pd:6MD-RX:x7402:06/28/2001:98618701

6/29/01



United States

Environmental Protection Agency

Washington, DC 20460

COMMITMENT NOTICE

NOTE: Preparation and approval of this form does not constitute an obligation of money. The use of this form is intended to guarantee availability of money by reserving it for certain types of specified transactions.

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